

Message

From: Kier, Lori [Kier.Lori@epa.gov]
Sent: 2/23/2016 4:42:43 PM
To: Field, Stephen [Field.Stephen@epa.gov]; Jamieson, Cheryl [Jamieson.Cheryl@epa.gov]; Johnson, KarenD [Johnson.KarenD@epa.gov]; rogers, rick [rogers.rick@epa.gov]; Reinhart, Roger [Reinhart.Roger@epa.gov]
CC: Coe, Mary [Coe.Mary@epa.gov]
Subject: FW: PFOA/PFOS
Attachments: Draft Letter to Mr. Bilott.docx

Attached is my proposed revision to the Bilott letter -- incorporating Cheryl and Karen's comments as well as converting it to a more "one EPA" response since I believe that is what we are now expected to do (see email exchanges below). Please let me know if everyone is on board with this; if so, then I think the next step will be for Steve to share it with Cecil and Shawn.

(The letter “resides” on sharepoint but I am not the owner of the document so do not have “rights” to share it with everyone).

Lori Kier
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US EPA Region III
1650 Arch Street
Philadelphia, PA 19103
(215) 814-2656
kier.lori@epa.gov

From: rogers, rick
Sent: Tuesday, February 23, 2016 10:14 AM
To: Burneson, Eric <Burneson.Eric@epa.gov>; Behl, Betsy <Behl.Betsy@epa.gov>; Huff, Lisa <Huff.Lisa@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Capacasa, Jon <Capacasa.jon@epa.gov>
Cc: Christ, Lisa <Christ.Lisa@epa.gov>; Grevatt, Peter <Grevatt.Peter@epa.gov>; Kier, Lori <Kier.Lori@epa.gov>; Field, Stephen <Field.Stephen@epa.gov>; Johnson, KarenD <Johnson.KarenD@epa.gov>
Subject: RE: PFOA/PFOS

Eric,

Lori Kier, an attorney in Region 3's ORC has worked with a Region 5 ORC attorney on a joint R3/R5 draft response to Mr. Bilott regarding the order with DuPont. Lori, in turn, has worked with us (Karen Johnson and myself) on the getting our comments on the draft.

Please send the input on the HA numbers directly to Lori. I've copied her and supervisor and Karen on this email.

Rick

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Rick Rogers, Associate Director
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rogers.rick@epa.gov

From: Burneson, Eric

Sent: Tuesday, February 23, 2016 10:03 AM

To: Behl, Betsy <Behl.Betsy@epa.gov>; Huff, Lisa <Huff.Lisa@epa.gov>; Flaharty, Stephanie <Flaharty.Stephanie@epa.gov>; Capacasa, Jon <Capacasa.jon@epa.gov>

Cc: Christ, Lisa <Christ.Lisa@epa.gov>; rogers, rick <rogers.rick@epa.gov>; Grevatt, Peter <Grevatt.Peter@epa.gov>

Subject: FW: PFOA/PFOS

The email exchange below between Joel and Sean Garvin (R3 RA) is about the attached CMS correspondence. Based on this exchange I need the following assistance:

Stephanie: Can you start the process to re-control this letter to Region 3?

Betsy: Can you have someone work with Lisa Huff to provide the explanation of the HA numbers that Region 3 has asked for below?

Jon (or Rick): Can you let us know who in Region 3 we should be working with to provide input to on this response.

Thanks in advance

Eric Burneson, P.E.
Director of Standards and Risk Management
Office of Ground Water and Drinking Water
US Environmental Protection Agency

Phone: 202-564-5250
Fax: 202 564 3760

From: Grevatt, Peter

Sent: Tuesday, February 23, 2016 9:12 AM

To: Burneson, Eric <Burneson.Eric@epa.gov>

Subject: Fwd: PFOA/PFOS

FYI

Sent from my iPhone

Begin forwarded message:

From: "Beauvais, Joel" <Beauvais.Joel@epa.gov>

Date: February 23, 2016 at 7:41:02 AM EST

To: "Garvin, Shawn" <garvin.shawn@epa.gov>

Cc: "Fritz, Matthew" <Fritz.Matthew@epa.gov>, "Stanislaus, Mathy" <Stanislaus.Mathy@epa.gov>, "Meiburg, Stan" <Meiburg.Stan@epa.gov>, "Rupp, Mark" <Rupp.Mark@epa.gov>, "Giles-AA, Cynthia" <Giles-AA.Cynthia@epa.gov>, "Wilson, Shari" <Wilson.Shari@epa.gov>, "Grevatt, Peter"

<Grevatt.Peter@epa.gov>, "Southerland, Elizabeth" <Southerland.Elizabeth@epa.gov>

Subject: Re: PFOA/PFOS

Ok we can provide text on that. Thx.

Joel

On Feb 23, 2016, at 12:44 AM, Garvin, Shawn <garvin.shawn@epa.gov> wrote:

Joel - Thanks. I am currently in Seattle, so we are at least working from the same time zone.

I spoke to Shari late on Friday, and we concluded since we had multiple letters from the same person all related to PFOA/PFOS, it would make sense to have one letter come from the Agency. If the Agency thinks it is best to do a number of individual responses, we can put those together. The foundation for these letters, or at least the Washington Works letter, is how to explain the HA numbers. If OW can provide us with that language, I think we can fill in the rest.

Thanks - Shawn

Sent from my iPhone

On Feb 22, 2016, at 5:02 PM, Beauvais, Joel <Beauvais.Joel@epa.gov> wrote:

Hi, Shawn — I reviewed the correspondence and discussed with Matt and Cynthia. With the exception of the letter to R4 (discussed below), the incoming letters focus primarily on the March 2009 Consent Order with DuPont and Mr. Bilott's request that EPA revise the order. I believe that Cynthia has already discussed that request with you and Bob K and possible response to it.

OW would be happy to help out with developing and/or review language discussing the Health Advisory and the process for revising it, but it seems the best way to respond to these inquiries is to handle them as site-specific and focused on the Consent Order, which would be best done from the Regions (3&5).

Ex. 5 Deliberative Process (DP)

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The R4 correspondence involves a request for EPA to investigate/disclose PFOA drinking water impacts in Northern Kentucky. Again, OW and/or ORD can assist in reviewing the response, but I think this is best handled by the Region as would other issues related to alleged site-specific contamination.

I am out in CA for the remainder of the week, but happy to discuss as needed.

Joel

From: Garvin, Shawn

Sent: Friday, February 19, 2016 6:51 PM

To: Beauvais, Joel <Beauvais.Joel@epa.gov>; Fritz, Matthew <Fritz.Matthew@epa.gov>

Cc: Stanislaus, Mathy <Stanislaus.Mathy@epa.gov>; Meiburg, Stan

<Meiburg.Stan@epa.gov>; Rupp, Mark <Rupp.Mark@epa.gov>; Giles-AA, Cynthia

<Giles-AA.Cynthia@epa.gov>; Wilson, Shari <Wilson.Shari@epa.gov>

Subject: PFOA/PFOS

Joel & Matt – I understand that there are a number of letters coming into the Agency from Mr. Robert A. Bilott. I am aware of ones in Regions 3, 4 & 5, and I would not be surprised if there were more. Recently, a letter was also sent to the Administrator. Based on this, I am recommending that OW take the lead on coordinating a response to Mr. Bilott. Please let me know how you would like to proceed.

Thank you - Shawn